

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION

ANDREW J. SMITH

PLAINTIFF

VS.

CIVIL ACTION NO. 3:14CV404TSL-JCG

CAROLYN W. COLVIN, ACTING COMMISSIONER
OF SOCIAL SECURITY

DEFENDANT

ORDER

This cause is before the court on the objections of plaintiff Andrew J. Smith to the report and recommendation of United States Magistrate Judge John C. Gargiulo on July 1, 2015, recommending that the government's motion to affirm the decision of the Commissioner be granted. The court, having fully reviewed the report and recommendation and being duly advised in the premises, and having conducted a de novo review of those portions of the report and recommendation to which objections were made, now finds that the report and recommendation should be adopted as the opinion of the court over plaintiff's objections.

Based on the foregoing, it is ordered that plaintiff's objections to the report and recommendation are overruled. It is further ordered that the report and recommendation of United States Magistrate Judge John C. Gargiulo be, and the same is hereby, adopted as the findings of the court. It follows then

that government's motion to affirm is granted, such that the action will be dismissed with prejudice.

A separate judgment will be entered in accordance with Rule 58 of the Federal Rules of Civil Procedure.

SO ORDERED this 17th day of September, 2015.

/s/Tom S. Lee
UNITED STATES DISTRICT JUDGE